

DOCKET NO. R172.1-11-19
STATE OF HAWAII
DEPARTMENT OF HEALTH
ADULT MENTAL HEALTH DIVISION

NOTICE OF PUBLIC HEARING

Pursuant to sections 91-3 and 92-41, Hawaii Revised Statutes (HRS), the State of Hawaii, Department of Health, Adult Mental Health Division will receive written comments and hold a public hearing for the proposed repeal of Hawaii Administrative Rules (HAR), Title 11, Chapter 172 *Certification and Reimbursement of Mental Health Rehabilitation Services Providers* and adoption of Title 11, Chapter 172.1. Chapter 11-172.1 incorporates seven new mental health services that were added to the Statewide Comprehensive Integrated Service Plan, and that require certification by the Department of Health before reimbursement may be provided.

- 1) Clubhouse services
- 2) Financial management services
- 3) Intensive case management services
- 4) Peer support services
- 5) Specialized residential programs
- 6) Supported employment services
- 7) Supported housing services

The proposed new chapter of HAR Title 11-172.1 is entitled “*Certification and Reimbursement of Mental Health Rehabilitation Services Providers*” and includes the following sections:

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| 11-172.1-1 | Scope |
| 11-172.1-2 | Definitions |
| 11-172.1-3 to 11-172.1-5 | (Reserved) |
| 11-172.1-6 | Certification required |
| 11-172.1-7 | Filing of a provider application |
| 11-172.1-8 | Application forms |
| 11-172.1-9 | Number of copies filed |
| 11-172.1-10 | When to file an application: new provider |
| 11-172.1-11 | When to file an application for renewal: existing provider |
| 11-172.1-12 | Complete application required |
| 11-172.1-13 | Determination of completeness |
| 11-172.1-14 | Notification of completeness |
| 11-172.1-15 | Review period |
| 11-172.1-16 | Service standards |
| 11-172.1-17 | On-site survey |
| 11-172.1-18 | Decision on certification application |
| 11-172.1-19 | Failure to act within the required time |
| 11-172.1-20 | Determination of noncompliance |
| 11-172.1-21 | Plan of correction |

11-172.1-22 Acceptance of plan of correction
11-172.1-23 Granting or continuation of certification following implementation of plan of correction
11-172.1-24 Denial of certification
11-172.1-25 Appeal of denial
11-172.1-26 Term of certification
11-172.1-27 Unannounced on-site surveys
11-172.1-28 Certification not transferable
11-172.1-29 Notification of changes by provider
11-172.1-30 Revocation of certification
11-172.1-31 Appeal of revocation
11-172.1-32 Termination of certification
11-172.1-33 to 11-172.1-36 (Reserved)
11-172.1-37 Contract for services
11-172.1-38 Reimbursement for providers
11-172.1-39 Medical assistance reimbursement
11-172.1-40 Utilization management information and data
11-172.1-41 to 11-172.1-44 (Reserved)
11-172.1-45 Free choice of provider
11-172.1-46 Severability
11-172.1-47 to 11-172.1-49 (Reserved)

The Public Hearing will be held in Honolulu (live) at the Department of Health Building, 1st Floor Conference Room, on Thursday, November 21, 2019 at 12:30 p.m. to 2:30 p.m., and at the following video conference centers:

- Kakuhihewa Building, 601 Kamokila Boulevard, Room 167, Kapolei, Hawai`i
- Lihue State Office Building, 3060 Eiwa Street, Lihue, Hawai`i
- Wailuku State Office Building, 54 South High Street, Conference Center 3rd Floor, Maui, Hawai`i
- Molokai Department of Health, 65 Makaena Place, Room 107, Molokai, Hawai`i
- Hilo State Office Building, 75 Aupuni Street, Basement, Hilo, Hawai`i

All interested persons shall be afforded an opportunity to submit testimony orally or in writing at the time of the hearing. Any persons desiring to give written testimony are asked to submit two (2) copies of their testimony to the presiding hearings officer at the public hearing or before the hearing at the address below. Written testimony will also be accepted until 4:30 p.m. on November 29, 2019 at:

Adult Mental Health Division
HAR 11-172.1
1250 Punchbowl Street, Room 256
Honolulu, Hawaii 96813

Copies of the proposed rule amendments are available for review at the above location from the hours of 8:00 a.m. to 4:00 p.m., Monday through Friday (not including State holidays).

The proposed rule amendments are also available on the internet at:

<http://health.hawaii.gov/opppd/proposed-changes-to-department-of-health-administrative-rules-title-11> or on the Lieutenant Governor's website:

<http://ltgov.hawaii.gov/the-office/administrative-rules/proposed-changes>
(go to Title 11 Department of Health).

Copies of the rules proposed to be repealed and adopted will be mailed upon request and payment of a copying fee (5¢/page) and postage. Call (808) 453-6968 to request copies.

Special accommodations (i.e. sign language interpreter, large print, accessible parking) can be made for persons with disabilities, if requested at least ten (10) business days before the scheduled public hearing by calling on Oahu (808) 453-6946.

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Director of Health
State of Hawaii